



03/06/08

IFU DAC/

Express Mail No.: **EV654846152US**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2008 MAR -7 PM 4:

Application of:	Ternansky et al.	Confirmation No.:	9257
Application No.:	10/723,144	Art Unit:	1654
Filed:	November 25, 2003	Examiner:	Cordero Garcia, Marcela M.
For:	PEPTIDES WHICH INHIBIT ANGIOGENESIS, CELL MIGRATION, CELL INVASION AND CELL PROLIFERATION, COMPOSITIONS AND USES THEREOF	Attorney Docket No:	9715-023-999

RECEIVED

MAR 11 2008

OFFICE OF PETITIONS

**SUBMISSION UNDER 37 CFR § 1.28(c) AND NOTIFICATION OF LOSS OF SMALL
ENTITY STATUS UNDER 37 CFR § 1.27(g)(2)**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Small entity status was established in the above-identified application in good faith and certain fees itemized below were paid as a small entity in good faith. It has been discovered that status as a small entity may have been established in error; thus, in an abundance of caution, Applicants wish to make this submission under 37 CFR § 1.28(c), thereby paying the fee deficiency and notifying the Office of loss of entitlement to small entity status

Pursuant to 37 CFR § 1.28(c)(2), itemized below are the charges that were erroneously paid as a small entity.

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Filing Date of Original Paper/Fee	Type of Fee Paid	Column A Current Fee Amount As a Large Entity	Column B Amount Originally Paid	Deficiency (Column A – Column B)
November 25, 2003	Basic Filing Fee under 37 CFR 1.16(a)(2)	\$810	\$385	\$425
November 25, 2003	Utility Search Fee under 37 CFR 1.16(k)	\$510	\$0	\$510
November 25, 2003	Utility Examination Fee under 37 CFR 1.16(o)	\$210	\$0	\$210
November 25, 2003	Fee for multiple dependent claims under 37 CFR 1.16(j)	\$370	\$145	\$225
November 25, 2003	Fee for 74 claims in excess of 20 under 37 CFR 1.16(i)	\$3700	\$666	\$3034
May 26, 2005	Fee for 2 month extension of time under 37 CFR 1.17(a)(2)	\$460	\$225	\$235
February 24, 2006	Fee for 3 month extension of time under 37 CFR 1.17(a)(3)	\$1050	\$510	\$540
August 11, 2007	Request for Continued Examination under 37 CFR 1.114	\$810	\$395	\$415
May 17, 2007	Fee for 4 independent claims in excess of 3 under 37 CFR 1.16(h)	\$840	\$400	\$440
May 17, 2007	Fee for 3 month extension of time under 37 CFR 1.17(a)(3)	\$1050	\$510	\$540
Total Deficiency Owed				\$6574

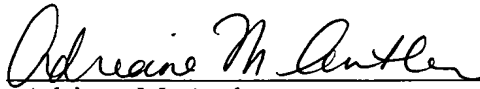
Please charge the total deficiency owed, estimated to be \$6574, to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

If there is any other fee associated with the erroneous payment of small entity fees, please charge such fee to Jones Day Deposit Account No. 50-3013.

Pursuant to 37 CFR § 1.28(d), Applicants respectfully request that this submission be treated as a notification of loss of small entity status under 37 CFR § 1.27(g)(2).

Respectfully submitted,

Date: March 5, 2008

 32,605
Adriane M. Antler (Reg. No.)
JONES DAY
222 East 41st Street
New York, NY 10017
(212) 326-3939

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For: PEPTIDES WHICH INHIBIT
ANGIOGENESIS, CELL
MIGRATION, CELL INVASION
AND CELL PROLIFERATION,
COMPOSITIONS AND USES
THEREOF Attorney Docket No: 9715-023-999

AMENDMENT FEE TRANSMITTAL SHEET

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Sir:

The fee required to be filed with the accompanying amendment of even date herewith concerning the above-identified application has been estimated to be \$210.00.

The claim amendment fee has been estimated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)		<input type="checkbox"/> SMALL ENTITY		<input checked="" type="checkbox"/> OTHER THAN A SMALL ENTITY	
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID		PRESENT EXTRA		RATE	ADDIT. FEE	OR	ADDIT. FEE
TOTAL	12	MINUS	94	0	x 25	\$		x 50	\$ 0.00
INDEP.	8	MINUS	7	1	x 105	\$		x 210	\$ 210.00
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						\$		\$	0.00
TOTAL						\$		OR	210.00

Please charge the required fee to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Date: March 5, 2008

Respectfully submitted,

Adriane M. Antler 32,605
Adriane M. Antler (Reg. No.)
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Enclosure